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JUL 30 2003

**GROUP 1600****FACSIMILE COVER LETTER**

**To:** EXAMINER R. SWARTZ  
**Firm:** PTO  
**Facsimile:** 703-308-4242  
**From:** THOMAS J. KOWALSKI  
**Date:** JULY 22, 2003  
**Re:** USSN 08/588,637  
**OUR REF:** 454312-2420

**Number of Pages:** 3  
(including cover page)

**cc:**

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Document 6

PATENT  
454312-2420**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant(s) : Alan G. Barbour and Catherine J. Luke  
 Serial No : 08/588,637 Filed : Jan. 19, 1996  
 For : COMPOSITIONS AND METHODS FOR ADMINISTERING  
 BORRELIA BURGDORFERI ANTIGENS  
 Examiner : R. Swartz Art Unit : 1645  
 Appeal No. : 2003-1082

745 Fifth Avenue, New York, NY 10151

**FACSIMILE**

I hereby certify that this paper is being facsimile transmitted  
 to the Patent and Trademark Office on the date shown below.

THOMAS J. KOWALSKI, REG. NO. 32,147

Type or print name of  
person signing certification

*Thomas J. Kowalski*  
 Signature  
 22 July 03  
 Date of Signature

BOARD OF PATENT APPEALS  
AND INTERFERENCES

2003 AUG 15 AM 10:43

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**REQUEST FOR POSTPONEMENT/RESCHEDULING OF ORAL HEARING**

ATTENTION: Diane E. Maggard  
 Fax. No.: 703-308-6200

In response to the July 17, 2003 Notice of Hearing (attached), the undersigned respectfully requests that the November 18, 2003 Oral Hearing date be postponed or rescheduled as the undersigned is already presently committed to being in Munich, Germany on business on that day, and attendance at a hearing on this case, by the undersigned is presently desired. Accordingly, it is respectfully requested that the Oral Hearing date of November 18, 2003 be rescheduled or postponed due to the undersigned being already committed to be in Munich, Germany, on business, on that date.

Respectfully submitted,

FROMMER LAWRENCE &amp; HAUG LLP

By:

*Thomas J. Kowalski*  
 THOMAS J. KOWALSKI, Reg. No. 32,147  
 (212) 588-0800



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

*Docketed: Aug. 7, 2003*  
*Confirmation Review & Hearing*

4528

Thomas J. Kowalski  
Frommer, Lawrence & Haug, LLP  
745 Fifth Avenue  
10th Floor  
New York, NY 10151

Appeal No:  
Appellant:  
Application No:  
Hearing Room:  
Hearing Docket:  
Hearing Date:  
Hearing Time:  
Location:

Paper No: 33

2003-1082  
Alan G. Barbour et al.  
08/588,637  
B  
A  
Tuesday, November 18, 2003  
9:00 AM  
Room 12C07  
CRYSTAL GATEWAY 2  
1225 Jefferson Davis Highway  
Arlington, VA 22202

## NOTICE OF HEARING

## CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

## CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and filed with the Board of Patent Appeals and Interferences preferably by facsimile within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this form may alternatively be filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI FAX No:  
(703)-308-6200

BPAI Mailing Address:

BOARD OF PATENT APPEALS AND INTERFERENCES  
UNITED PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-11450

Paralegal Specialist  
Dianne E. Maggard  
(703)-305-4673

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:

☐ HEARING ATTENDANCE CONFIRMED

☐ HEARING ATTENDANCE WAIVED

☒ Request postponement/rescheduling in view of already being committed to being in Munich Germany on 18 Nov 03

*Thomas J. Kowalski*  
Signature of Attorney/Agent/Appellant

Date

Registration No.

